

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

BRIAN CHENENSKY, individually, and on  
behalf of all others similarly situated,

Plaintiff,

v.

NEW YORK LIFE INSURANCE CO., NEW  
YORK LIFE INSURANCE AND ANNUITY  
CORP., NY LIFE INSURANCE CO. OF  
ARIZONA, JOHN DOES 1-50 (said names  
being fictitious individuals), and ABC  
CORPORATIONS 1-50 (said names being  
fictitious companies, partnerships, joint  
ventures and/or corporations).

Defendants.

Civil Action No. 07 cv 11504

*Electronically Filed*

**RULE 7.1 DISCLOSURE STATEMENT  
OF DEFENDANTS NEW YORK LIFE INSURANCE COMPANY,  
NEW YORK LIFE INSURANCE AND ANNUITY CORPORATION AND  
NYLIFE INSURANCE COMPANY OF ARIZONA**

Pursuant to Federal Rule of Civil Procedure 7.1, to enable Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, Defendants New York Life Insurance Company, New York Life Insurance and Annuity Corporation and NYLIFE Insurance Company of Arizona, certify that New York Life Insurance and Annuity Corporation and NYLIFE Insurance Company of Arizona are wholly-owned subsidiaries of New York Life Insurance Company. New York Life Insurance Company is a mutual insurance company with no stock or shareholders. Accordingly, there is no parent corporation or publicly held corporation that owns ten percent (10%) or more of New York Life Insurance Company's stock.

Dated: March 6, 2008

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: s/Sean P. Lynch

Sean P. Lynch  
Richard G. Rosenblatt  
502 Carnegie Center  
Princeton, New Jersey 08540  
Phone: (609) 919-6600  
Fax: (609) 919-6701  
slynch@morganlewis.com  
rrosenblatt@morganlewis.com

and

Michael L. Banks, Esq.  
MORGAN, LEWIS & BOCKIUS LLP  
1701 Market Street  
Philadelphia, Pennsylvania 19103  
Phone: (215) 963-5387  
Fax: (215) 963-5001  
mbanks@morganlewis.com

Attorneys for Defendants New York Life  
Insurance Company, New York Life Insurance  
and Annuity Corporation and NYLIFE  
Insurance Company of Arizona